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530.38358X00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): D. GORE, et al

Serial No.: 09/769,445

Filed: January 26, 2001

For: METHOD AND APPARATUS FOR SELECTION AND USE OF
OPTIMAL ANTENNAS IN WIRELESS SYSTEMS

Group: 2685

Examiner: B. Jackson

AMENDMENT AFTER FINAL - EXPEDITED
PROCEDURE UNDER 37 CFR 1.116

MS AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 14, 2005

Sir:

In response to the Office Action dated May 20, 2004, please amend the
above-identified application as follows.

Amendments to the Claims

Remarks are included following the amendments.

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The remaining references of record have been studied. Applicants submit that they do not supply any of the deficiencies noted above with respect to the references utilized in the rejection of claims 1-5, 7, 8, 13, 15, 16, and 23.

In view of the foregoing amendments and remarks, applicants submit that claims 1, 3-6, 8-14, 16-22 and 24-26 are in condition for allowance. Accordingly, early allowance of claims 1, 3-6, 8-14, 16-22 and 24 -26 is respectfully requested.

To the extent necessary, the applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any overpayment of fees, to the deposit account of MATTINGLY, STANGER & MALUR, P.C., Deposit Account No. 50-1417 (530.38358X00).

Respectfully submitted,

MATTINGLY, STANGER & MALUR, P.C.



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